Attorney Client/Ex. 5

Thanks,

Steve

From: Jason King [mailto:Jason.King@state.co.us]
Sent: Friday, June 06, 2014 2:42 PM
To: Wharton, Steve
Cc: barbara.nabors@state.co.us; Scott Schultz
Subject: Upper Animas settlement

Steve,

As I mentioned yesterday, the state, EPA, USFS and USFWS recently settled all response cost and NRD claims against the Standard Metals Company (SMC). One of the SMC sites was the upper Animas area, including Cement Creek. We entered a CD with the SMC in 2008 and pursued claims against SMC's insurers for the past 6 years. Attached are:

1)   A tally of settlement proceeds

2)   Our NRD Preliminary Assessment for the Upper Animas.

Let me know if you want to talk more.

I believe Scott Schultz is the AGO site attorney.

Jason King

Senior Assistant Attorney General

Colorado Attorney General's Office

Natural Resources and Environment Section

(720) 508-6283